PETITION FOR ZONING VERLINCE TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 1802.3.C.1 to permit side yard setbacks of 4 feet and 9.6 feet in lieu of the required 10 feet for each. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) following reasons: (indicate hardship or practical dimculty)
The 1st floor living space in the house is very small. We wish to add additional

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The 1st floor living space in the house is very small. We wish to add additional following reasons: (indicate hardship or practical difficulty) space to basement for a workshop and storeroom so that the existing unfinished basement can be completed for family use and entertaining. The floor plan we call 5/15/87 have gains as much useable space as possible without using up rear yard area as we plan to install a swimming pool and associated outbuildings after the Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law For Baltimore County. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Contract Purchaser: Legal Owner(s): (Type or Print Name) Andrew L. Simpkins Type or Print Name)

The Weight Signature Carol A. Simpkins City and State Attorney for Petitioner: 205 Linligh ave (Type or Print Name) Name, address and phone number of legal owner, contract purchaser or representative to be contacted Attorney's Telephone No.: _______Phone No. ORDERED By The Zoning Commissioner of Baltimore County, this ___27th _____ day of ___Cctoher______, 19_86_, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore December

CERTIFICATE OF PUBLICATION

November 20 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on November 20 , 19 86

> THE JEFFERSONIAN, Gusan Senders Obrect Publisher

IN RE: PETITION FOR ZONING VARIANCE * E/S of Linhigh Avenue. 250' NE of Henry Avenue (205 Linhigh Avenue) 14th Election District

BEFORE THE DEPUTY ZONING CC:MISSIONER

OF BALTIMORE COUNTY

Andrew L. Simpkins, et ux Case No. 87-230-A Petitioners * * * * * * * * * * * *

The Petitioners herein request a zoning variance to permit side yard setbacks of 4 feet and 9.6 feet in lieu of the required 10 feet for each side.

Testimony by the Petitioners indicates that the existing home was built in 1949 by Mrs. Simpkins' grandfather for her parents. The Petitioners have upgraded the property, including expanding the floor space of the second level. Additional habitable space is needed for a family room, bath, shop, and storage. In addition, the present side porch and basement stairway are in poor condition and must be replaced. They propose to convert the existing basement to a family room, to excavate the basement further to the rear for a shop and bathroom, and to the south side for storage, all as shown on Sheet 2 of Petitioner's Exhibit 1. Although 10 feet of storage area is preferable, 8 feet would be acceptable for use. The roof of the new basement sections will be a deck on which the only superstructure will be a glassed area, in lieu of storm doors, leading into the dining room. That glassed area will not exceed 10 feet x 13 feet. The deck will be a maximum of 5 feet above ground level along the south side. The proposed arrangement will allow space in the rear yard to replace the swimming pool which existed previously, and add a vegetable garden. The side portion of the addition would extend all the way to the front of the house, contrary to the drawings marked Sheets 3 and 4 of Petitioner's Exhibit 1. The exposed wall will be stuccoed. The adjacent 50 feet of property to the south is, and has always been, vacant.

The owner of the adjacent property to the south spoke in protest. In her opinion, the proposed construction will decrease the value of her vacant 50foot lot. She resides on the south side of that lot. In addition, she anticiBALTIMORE COUNTY OFFICE OF PLANNING & ZONING TOWSON, MARYLAND 21204

ARNOLD JABLON ZONING COMMISSIONER

JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER

December 15, 1986

Mr. & Mrs. Andrew L. Simpkins 205 Linhigh Avenue Baltimore, Maryland 21236

> RE: Petition for Zoning Variance E/S of Linhigh Avenue 250' NE of Henry Avenue 14th Election District Case No. 87-230-A

Dear Mr. & Mrs. Simpkins:

Enclosed please find a copy of the decision rendered in the above refer enced case. Please be advised that your Petition for Zoning Variance has been granted, subject to the restrictions as noted in the attached Order.

If you have any further questions on the subject matter, please do not hesitate to contact this office.

> Very truly yours, Deputy Zoning Commissioner

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JMHJ:bjs Enclosures

cc: Charles Partridge, Esquire 1 N. Charles Street, Baltimore, Md. 21201 Ms. Rita Staab 201 Linhigh Avenue, Baltimore, Md. 21236

People's Counsel

Being the property of Andrew L. Simpkins, et ux . ____, as shown on plat plan filed with the Zoning Office.

PUBLIC HEARING: Room 106, County Office Building, 111 W. Chesapeake Avenue,

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and

Petition for Zoning Variance to permit side yard setbacks of 4 feet and 9.6

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PETITION FOR ZONING VARIANCE

14th Election District

(205 Linhigh Avenue)

Towson, Maryland

feet in lieu of the required 10 feet

DATE AND TIME: Tuesday, December 9, 1936, at 9:30 a.m.

Regulations of Baltimore County, will hold a public hearing:

Case No. 87-230-A

LOCATION:

In the event that this Petition(s) is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

> BY ORDER OF ARNOLD JABLON ZONING COMMISSIONER OF BALTIMORE COUNTY

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East Side of Linhigh Avenue, 250 feet Northeast of Henry Avenue

pates that the appearance will be unsightly. The neighbor to the north participated in the hearing, but raised no objections.

After due consideration of the testimony and evidence presented, and considering the internal arrangement of the existing home and its basement, in the opinion of the Deputy Zoning Commissioner, the Petitioners would have practical difficulty and unreasonable hardship if the variance requested were denied. The residence is a family home, of sentimental importance to three or four generations, in need of additional habitable space, and granting permission to accommodate that need in the instant case is definitely within the spirit and intent of the Baltimore County Zoning Regulations (BCZR). The variance requested will not have any adverse impact on the health, safety and general welfare of the community and will have little or no effect on the adjacent property owner, since under the BCZR, the 50-foot lot the protestant owns does not have sufficient width to be a buildable lot and would require a variance as well. For the reasons stated above, the variance requested should therefore be granted, in part.

County this 15th day of December 1986, that the herein request for a zoning variance to permit side yard setbacks of 6 feet and 9.6 feet, in accordance with Petitioner's Exhibit 1, Sheet 2, be and is hereby GRANTED, subject to the following restrictions:

- existing dwelling shall not exceed 8 feet in width.
- side yard setback other than the roof/deck and railings.
- southern side opposite all portions of the deck. reach deck level within a minimum of four years.

Deputy Zoning Commissioner of Baltimore County

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ZONING DESCRIPTION

Owners : Andrew L & Carol A Simpkins Property: 205 Linhigh Ave

Beginning on the east side of Linhigh Ave, 40 feet wide, at the distance of 250 feet northeast of the edge of Henry Avenue. Being two lots of ground in Baltimore County, Maryland, numbered 471 and 472 on plat of Linhigh duly rederded in the office of the Clerk of the Circuit Court for Baltimore County in Plat Beck W.P.C. No. 7, Felio 81. Also known as 205 Linhigh Avenue, Baltimore, Md. 21236

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RE: PETITION FOR VARIANCE : BEFORE THE ZCNING COMMISSIONER E/S of Linhigh Ave., 250' NE of Henry Ave. (205 Linhigh Ave.) : OF BALTIMORE COUNTY

14th District ANDREW L. SIMPKINS, et ux, Case No. 87-230-A

Petitioners

ENTRY OF APPEARANCE

::::::

Please enter the appearance of the People's Counsel in the abovecaptioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

> Thullin Cole Friedman Phyllis Sole Friedman People's Counsel for Baltimore County

Peter Max Zimmerman Deputy People's Counsel Room 223, Court House Towson, Maryland 21204 494-2188

I HEREBY CERTIFY that on this 12th day of November, 1986, a copy of the foregoing Entry of Appearance was mailed to Mr. and Mrs. Andrew L. Simpkins, 205 Linhigh Ave., Baltimore, MD 21236, Petitioners.

Peter Max Zimmerman

* 12°~

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County Office Building, 111 W. Chesapeak: Avenue, Towson, Maryland The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public

hearing: Petition for Zoning Variance to permit side yard setbacks of 4 feet and 9.6 feet in lieu of the required 10 Being the property of Andrew L. Simpkins, et ux, as shown on plat plan filed with the Zoning Office. In the event that this Petition(s) is granted, a building permit may be usued within the thirty (30) day appeal period. The zoning commissioner will, however, entertain any request for a stay of the issuance of said pennit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or

14th Election Distriction No. 47-230-A

LOCATION: East Side of Lin-

high Avenue)
DATE AND TIME: Tuesday, Jecen

ber 9, 1986, at 9:30 a.m. UBLIC HEARING: Room 106

high Avenue, 250 feet North west of Henry Avenue (205 Lir

peal period. The Zoning Commis-Zoning Commission of Baltimore County

made at the hearing By Order Of ARNOLD JABLON 11/159 Nov. 20.

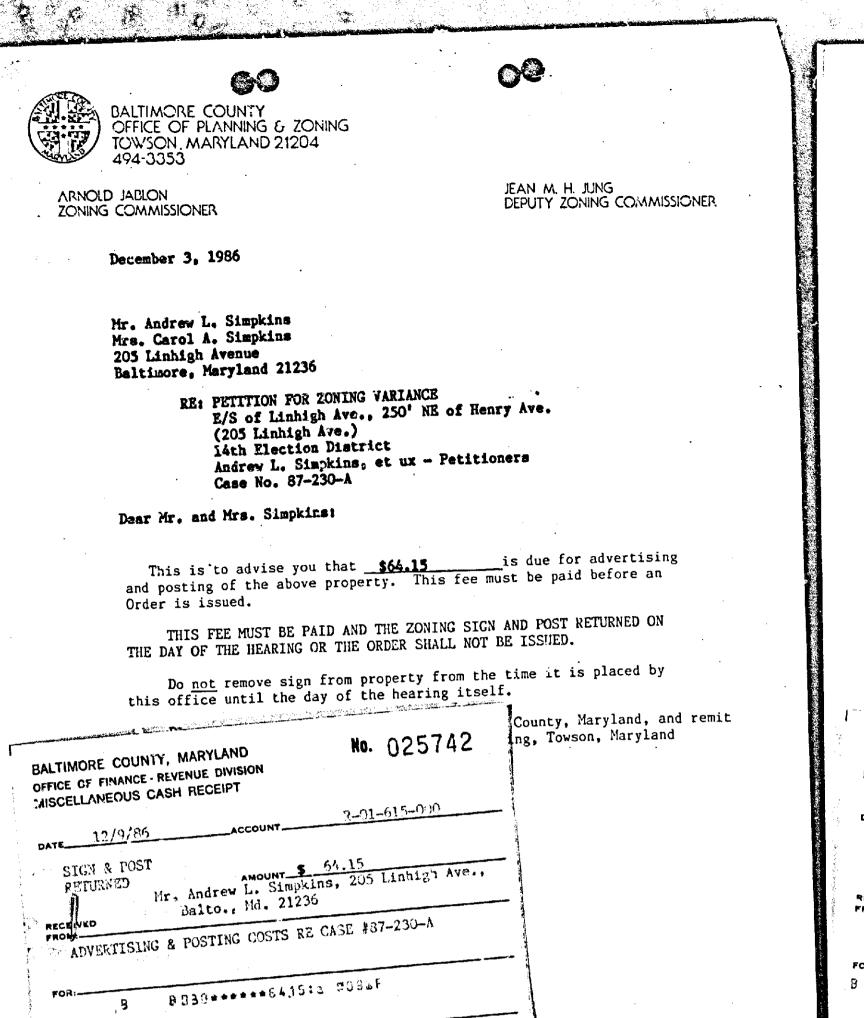
Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore

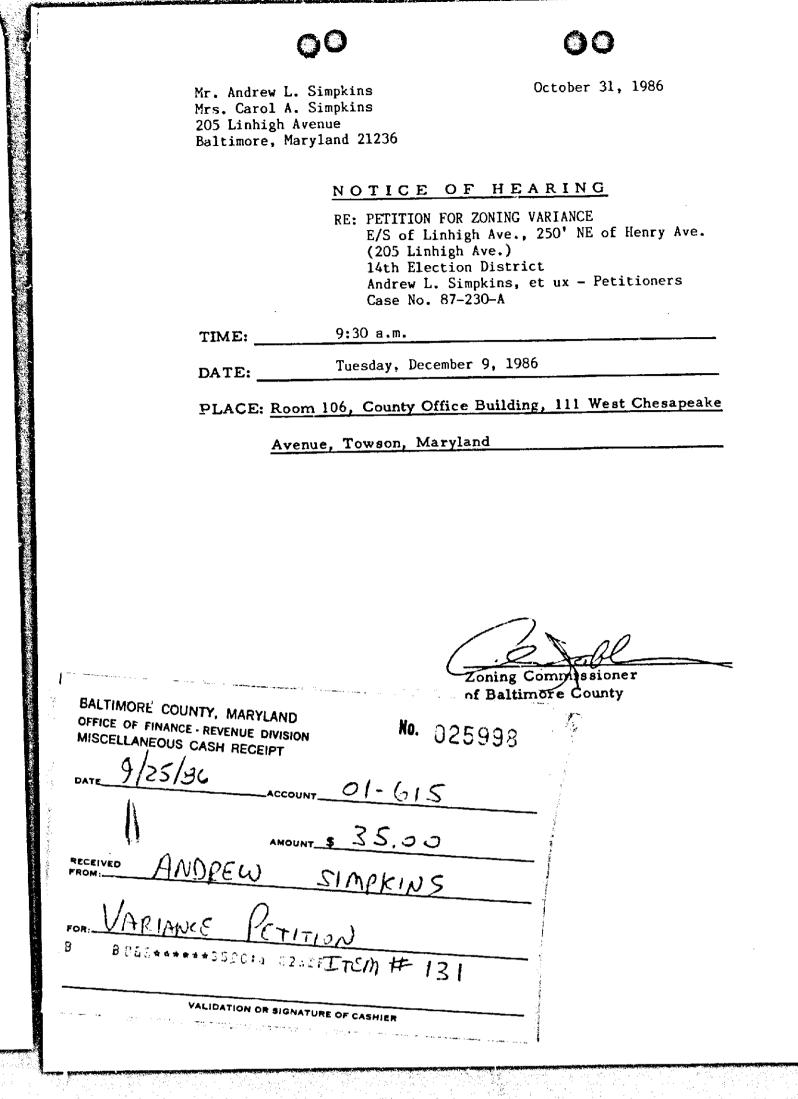
The additional basement area on the south side of the

There shall be no construction above that portion of the basement that encroaches on the southern 10-foot

The exterior basement walls shall be stuccoed.

Screening shall be maintained to the deck level on the the option to plant evergreens is selected, then all plantings chosen shall have a growth rate so that they





LINHIGH (40 N/W/) AVENUE

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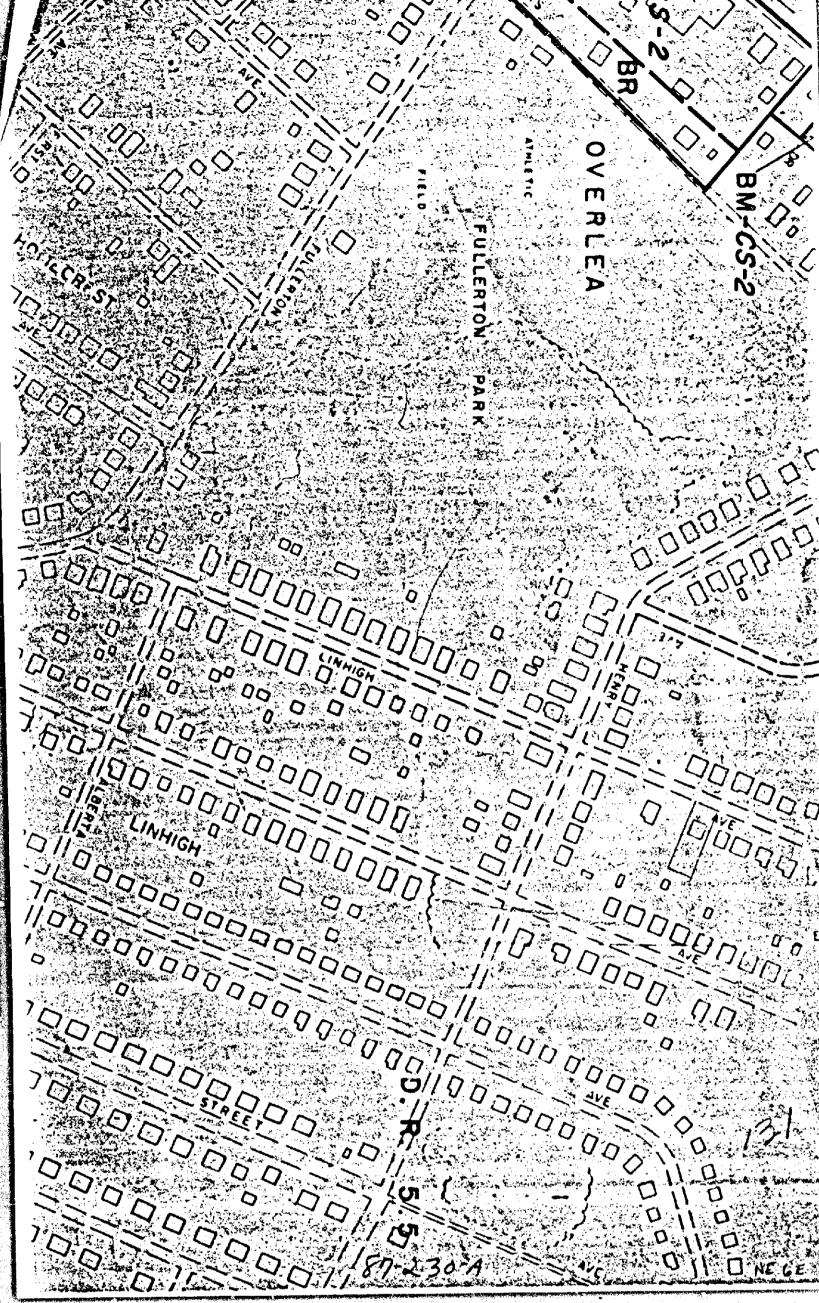
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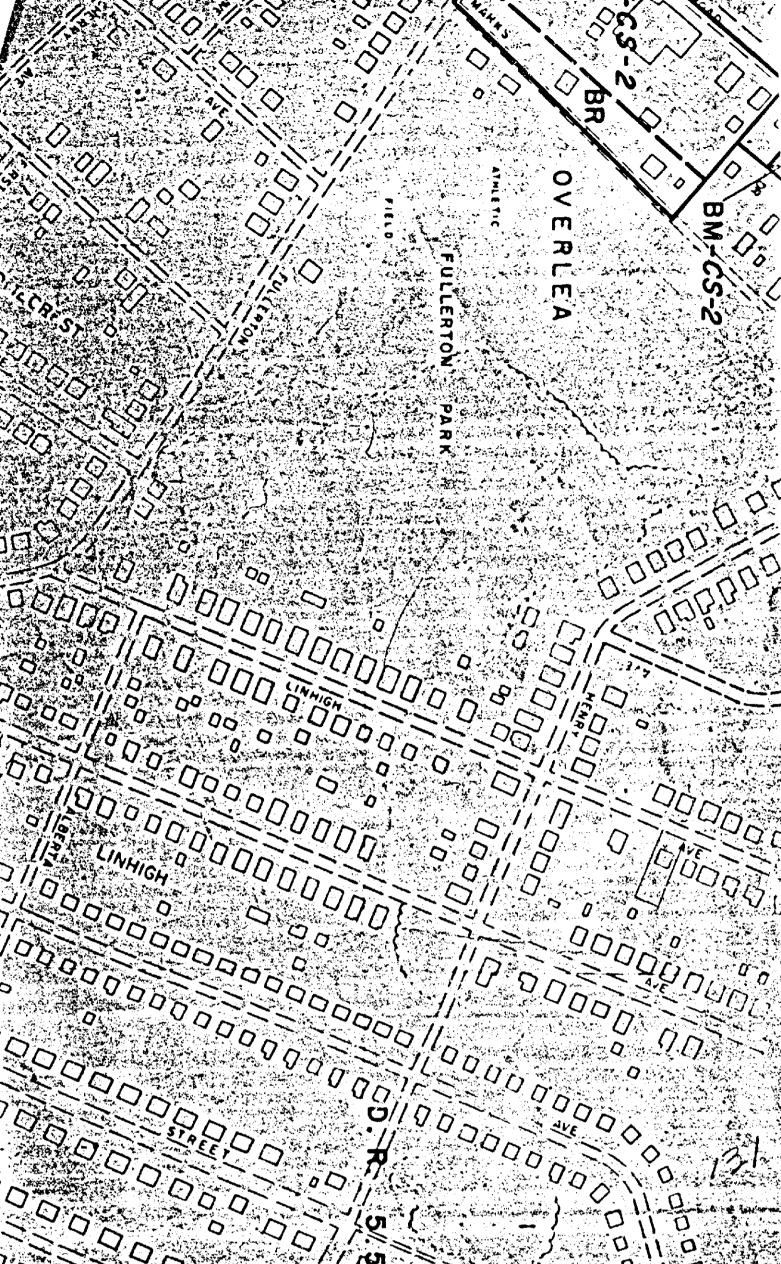
B SIPEWALK TO

DEREMOVED





BALTIMORE COUNTY OFFICE OF PLANNING & ZONING County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204 Your petition has been received and accepted for filing this



BALAMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon Date November 24, 1986 TO Zoning Commissioner

Norman E. Gerber, AICP, Director FROM Office of Planning and Zoning

SUBJECT Zoning Petition Nos. 87-224-A, 87-225-A, 87-230-A, 87-231-A, 87-235-A, 87-236-A, 87-237-A, 87-241-A, 87-243-A and 87-245-SpH

There are no comprehensive planning factors requiring comment on these petitions.

NEG:JGH:slb

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

December 2, 1986

COUNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 2120

Chairman

Bureau of

Engineering

Department of

Bureau of Fire Prevention

Health Department

Project Planning

Building Department

Board of Education

Industrial

Zoning Administration

Praffic Engineering

Mr. Andrew L. Simpkins 205 Linhigh Avenue Baltimore, Maryland 21236

> RE: Item No. 131 - Case No. 87-230-A Petitioner: Andrew L. Simpkins, et ux Petition for Zoning Variance

Dear Mr. Simpkins:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above-referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a hearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative wil. be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

> Very truly yours, James E. Dyer Kura JAMES E. DYER

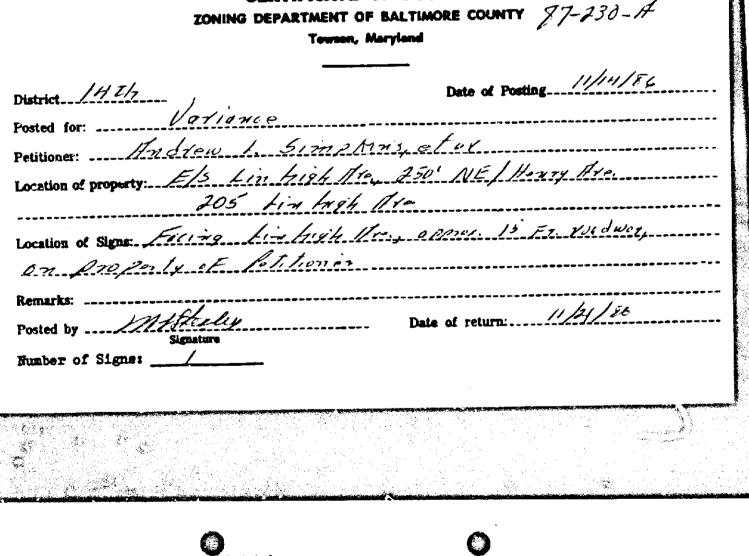
Zoning Plans Advisory Committee

Chairman

· CONTRACTOR OF THE PROPERTY O

Enclosures

JED:kkb



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CERTIFICATE OF POSTING

Petition for Zoning Variance 14th Election District
Case No. 87-230-A
LOCATION: East Side of Linhigh
Avenue, 250 feet Northeast of Henry
Avenue (206 Linhigh Avenue).
DATE & TIME: Tuesday, December
9, 1986, at 9:30 a.m.
PUBLIC HEARING: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson. Chesapeake Avenue.

Maryland.

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing:

Petition for Variance to permit side yard setbacks of 4 feet and 4.6 feet in lieu of the required 10 feet.

Being the property of Andrew L. Simpkins, et ux, as shown on the plat filed with the Zoning Office.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause akown. Such request must be received in writing by the date of the hearing

VALIDATION OR SIGNATURE OF CASHIER

- 150 C

District /H T/7

Number of Signe:

Que Times

Middle River, Md., ___ This is to Certify, That the annexed

was inserted in Ore Times, a newspaper printed and published in Baltimore County, once in each

97000

APPITUN FIR: MREMAS ANDREW SIMPKINS 200 LINHIGH AVE. BALTO. COUNTY, MC 21296

PATE: 2/17/87 SINE: 1570'01 DO NO. 6702

ALL INFORMATION WAS

SENGINEERING COLING

MAY 21, 1976

TALEN FROM SURVEY FLAT BY MARYLAND SURVEYING

HOUSE LOCATION

205 LINHAH AVE

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14th ELECT, PISTORT

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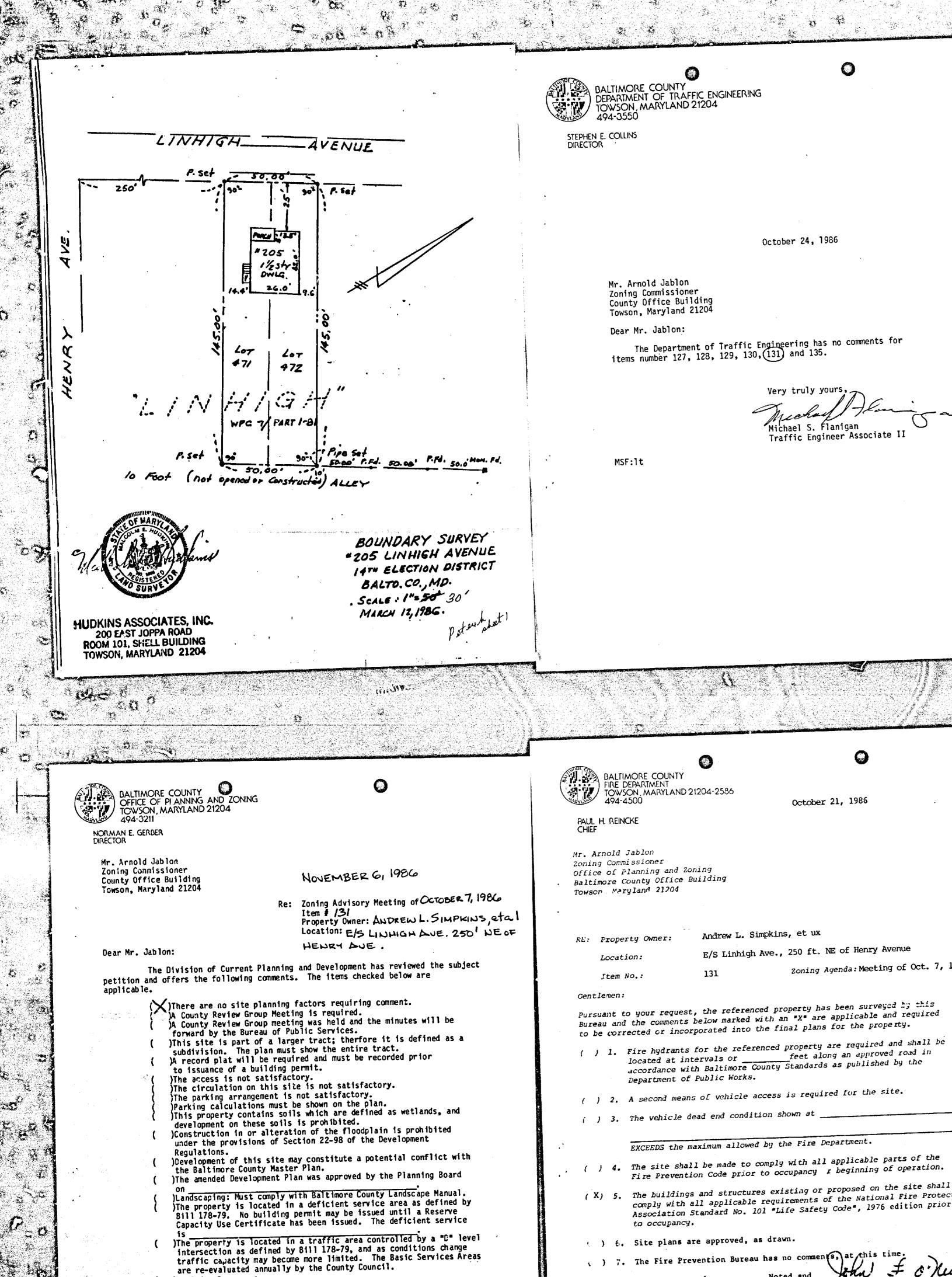
DALTIMONE COUNTY, MD.

PLAT OF LINHIGH

NEW ADDITION DECK A PAREMENT

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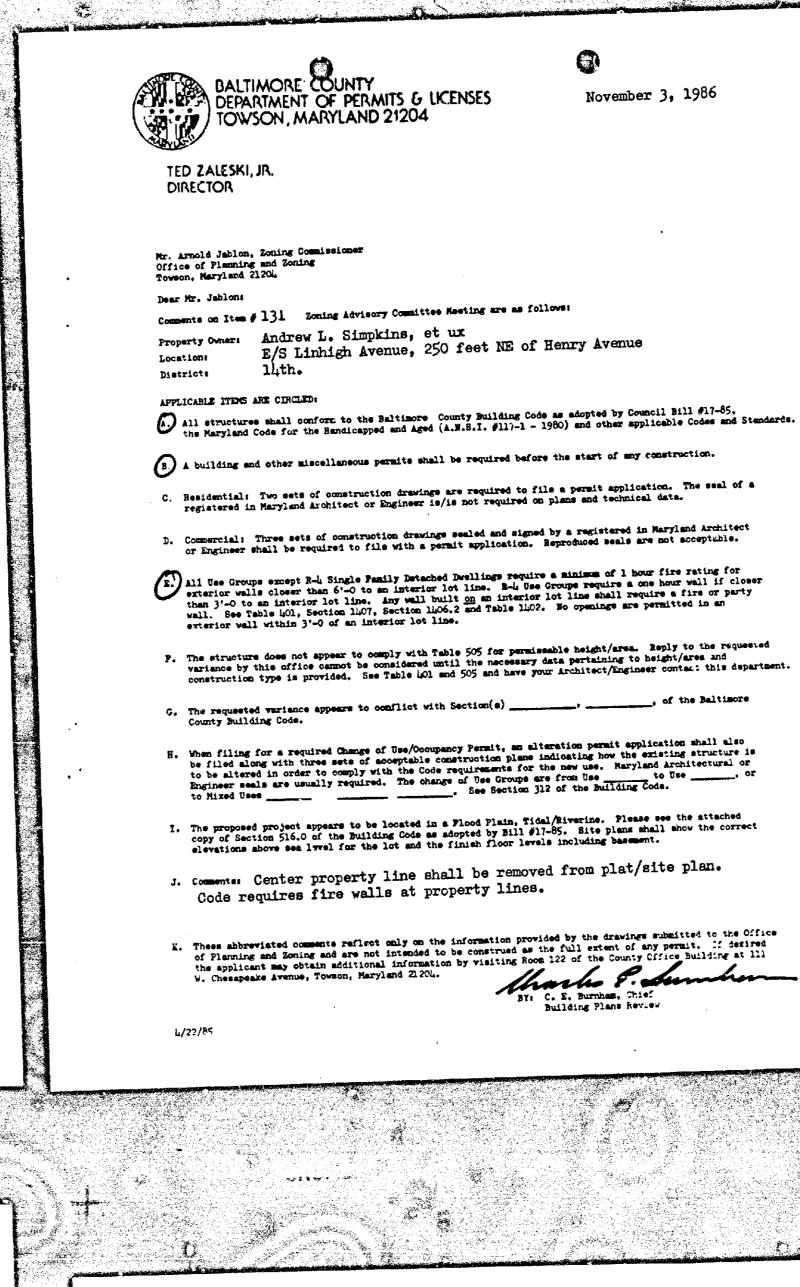
Received by: Petitioner snarew L. Simpkins, et ux Chairman, Zohing Plans Advisory Committee

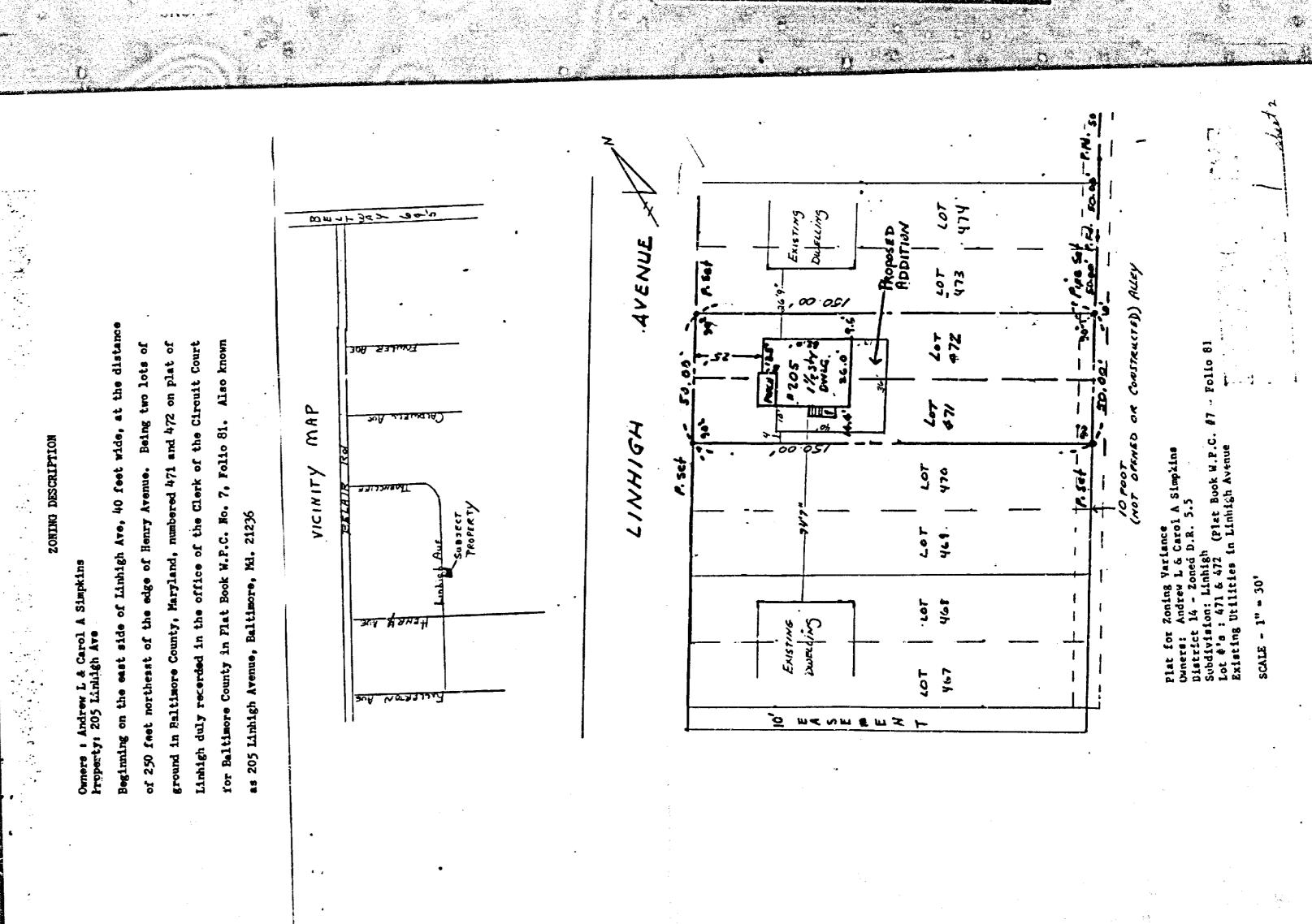


)Additional comments:

David Fields, Acting Chief

Current Planning and Development





located at intervals or _____ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works. () 2. A second means of vehicle access is required for the site. () 3. The vehicle dead end condition shown at _ EXCEEDS the maximum allowed by the Fire Department. () 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy r beginning of operation. (X) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 edition prior to occupancy. () 6. Site plans are approved, as drawn.) 7. The Fire Prevention Bureau has no comments, at this to Noted and REVIEWER with Tolly 15/2/16 Approved:

Planking froup

Special Inspection Division

October 24, 1986

Traffic Engineer Associate II

October 21, 1986

Andrew L. Simpkins, et ux

E/S Linhigh Ave., 250 ft. NE of Henry Avenue

Zoning Agenda: Meeting of Oct. 7, 1986

